

LIT-124/GCD 98-25 N00


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Hodgson, et al. EXAMINER: Audrey Y. Chang
SERIAL NO.: 09/824,119 GROUP: 2872
FILED: 04/02/2001 DOCKET: LIT-124/GCD 98-25 N00
TITLE: ARCHITECTURE FOR LARGE OPTICAL FIBRE ARRAY USING
STANDARD 1x2 COUPLERS

#9/B
And
J. McInnis
6/17/02

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being sent via facsimile transmission to Box RCE, Assistant Commissioner for Patents, Group Art Unit 2872, Attention: Examiner Audrey Y. Chang, Washington, D.C. 20231, at fax number (703) 872-9318, on June 6, 2002.


Robert J. Brill
Attorney for Applicants
Reg. No. 36,760

Date of Signature: June 6, 2002

Box RCE
Assistant Commissioner for Patents
Group Art Unit 2872
Attention: Examiner Audrey Y. Chang
Washington, D.C. 20231
Fax Number (703) 872-9318

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JUN 6 2002

TECHNOLOGY CENTER 2800

RESPONSE TO FINAL OFFICE ACTION

Dear Sir:

This paper is filed in response to the final Office Action mailed March 6, 2002 in connection with the above-designated application. A response to the Office Action is due June 6, 2002. Therefore, this Response is timely filed.

PTO/SB/17 (10-01)

Approved for use through 10/31/2002. OMB 0851-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL
for FY 2002**

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 1006.00**Complete if Known**

Application Number	09/824,119
Filing Date	04/02/2001
First Named Inventor	Hodgson
Examiner Name	Audrey Y. Chang
Group Art Unit	2872
Attorney Docket No.	LIT-124/GCD 98-25 N00

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number
60-1941Deposit Account Name
Grossman, Patti & Brill

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	
108	330	206	185	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$) **2. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
24	20** = 4	18.00	72.00
4	3** = 1	84.00	84.00
Multiple Dependent			156.00

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim, if not paid	
109	84	209	42	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$) 156.00

**or number previously paid, if greater. For Reissues, see above.

FEE CALCULATION (continued)

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or cover sheet	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
118	400	218	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	480	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	740.00
169	900	169	900	Request for expedited examination of a design application	
Other fee (specify)	Statutory Disclaimer				110.00

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 850.00**SUBMITTED BY**

Name (Print/Type)	Robert J. Brill	Registration No. (Attorney/Agent)	36,760	Telephone	312-346-2800
Signature	<i>Robert J. Brill</i>	Date	06/06/2002		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PTO/SB/30 (10-01)
Approved for use through 10/31/2002. OMB 0581-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Address to: Commissioner for Patents Box RCE Washington, DC 20231	Application Number	09/824,119
	Filing Date	04/02/2001
	First Named Inventor	Rodgson
	Art Unit	2872
	Examiner Name	Audrey Y. Chang
	Attorney Docket Number	LIT-124/GCD 98-25 N80

#8
Reg 602
RCE
J. M. Mullen
6/10/02

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☒ Other _____

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2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1941

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.138 and 1.17)

iii. ☐ Other _____

b. ☐ Check in the amount of \$ _____ enclosed

c. ☐ Payment by credit card. (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Robert J. Brill	Registration No. (Attorney/Agent)	36,760
Signature	<i>Robert J. Brill</i>	Date	June 6, 2002

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Robert J. Brill	Date	June 6, 2002
Signature	<i>Robert J. Brill</i>		

Burden Hour Statement: This form is estimated to take 1/2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Hodgson, et al. EXAMINER: Audrey Y. Chang
SERIAL NO.: 09/824,119 GROUP: 2872
FILED: 04/02/2001 DOCKET: LIT-124/GCD 98-25 N00
TITLE: ARCHITECTURE FOR LARGE OPTICAL FIBRE ARRAY USING
STANDARD 1x2 COUPLERS

TRANSMITTAL LETTER

Box RCE
Assistant Commissioner for Patents
Group Art Unit 2872
Attention: Examiner Audrey Y. Chang
Washington, D.C. 20231
Fax Number (703) 872-9318

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Dear Sir:

Enclosed are the following documents pertaining to the above-referenced case:

Request for Continued Examination Transmittal Form PTO/SB/30
Fee Transmittal Form PTO/SB/17 (in duplicate)
Terminal Disclaimer to Obviate A Double Patenting Rejection Over a Prior
Patent PTO/SB/26
26 -page Response to Final Office Action

Please contact the undersigned with any questions. In the event of non-payment or improper payment of a required fee, the Commissioner is hereby authorized to charge or credit the Grossman, Patti & Brill Deposit Account No. 50-1941 as required to correct the error. A duplicate copy of this letter is enclosed for fee purposes.

Respectfully submitted,

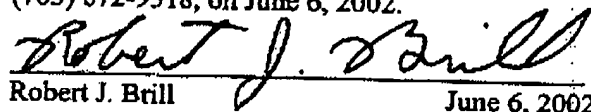


Robert J. Brill
Reg. No. 36,760

Robert J. Brill
Grossman, Patti & Brill
Customer Number 32205

CERTIFICATE OF FACSIMILE TRANSMISSION

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Robert J. Brill June 6, 2002